

1 PHILLIP A. TALBERT
2 Acting United States Attorney
3 KEVIN C. KHASIGIAN
4 Assistant U. S. Attorney
5 501 I Street, Suite 10-100
Sacramento, CA 95814
Telephone: (916) 554-2700

5 Attorneys for the United States

6
7
8 IN THE UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA

10
11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 CHARTER ARMS SHELTON, CT
(CHARTER 2000) PINK LADY OFF DUTY
15 REVOLVER, CAL:38, SN:16-30988,
16 WALTHER P22 CA PISTOL, CAL:22, SN:
WA272924,
17 PISTOL, UNKNOWN MANUFACTURER,
UNKNOWN TYPE, CAL: UNKNOWN,
SN: NONE, AND
18 F.N. (FN HERSTAL) FIVE-SEVEN
PISTOL, CAL: 57, SN:386313842,
19
20 Defendants.

21
22 STIPULATION AND ORDER EXTENDING TIME
FOR FILING A COMPLAINT FOR FORFEITURE
AND/OR TO OBTAIN AN INDICTMENT
ALLEGING FORFEITURE

23 It is hereby stipulated by and between the United States of America and potential claimant Elton
24 Ward (“claimants”), by and through their respective counsel, as follows:

25 1. On or about December 6, 2020, claimant filed a claim in the administrative forfeiture
26 proceeding with the Bureau of Alcohol, Tobacco, Firearms and Explosives with respect to the above-
27 referenced firearms (hereafter “defendant firearms”), which were seized on or about October 6, 2020.

28 2. The Bureau of Alcohol, Tobacco, Firearms and Explosives has sent the written notice of

1 intent to forfeit required by 18 U.S.C. § 983(a)(1)(A) to all known interested parties. The time has
2 expired for any person to file a claim to the defendant firearms under 18 U.S.C. § 983(a)(2)(A)-(E), and
3 no person other than claimant has filed a claim to the defendant firearms as required by law in the
4 administrative forfeiture proceeding.

5 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for
6 forfeiture against the defendant firearms and/or to obtain an indictment alleging that the defendant
7 firearms are subject to forfeiture within ninety days after a claim has been filed in the administrative
8 forfeiture proceeding, unless the court extends the deadline for good cause shown or by agreement of the
9 parties. That deadline is March 5, 2021.

10 4. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to extend to April
11 5, 2021, the time in which the United States is required to file a civil complaint for forfeiture against the
12 defendant firearms and/or to obtain an indictment alleging that the defendant firearms are subject to
13 forfeiture.

14 5. Accordingly, the parties agree that the deadline by which the United States shall be
15 required to file a complaint for forfeiture against the defendant firearms and/or to obtain an indictment
16 alleging that the defendant firearms are subject to forfeiture shall be extended to April 5, 2021.

17 Dated: 3/4/2021

PHILLIP A. TALBERT
Acting United States Attorney

18 By: /s/ Kevin C. Khasigian
19 KEVIN C. KHASIGIAN
20 Assistant U.S. Attorney

21 Dated: 3/3/2021

22 /s/ Daniel L. Olsen
23 DANIEL L. OLSEN
24 Attorney for potential claimant
Elton Ward
25 Abrate & Olsen Law Group
655 University Ave, Suite 230
Sacramento, CA 95825
(Signature authorized by phone)

26 **IT IS SO ORDERED.**

27 Dated: _____

28 United States District Judge